IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 13TH DECEMBER 2006 / 22ND AGRAHAYANA 1928

Bail Appl..No. 7246 of 2006()

Crime No.492 of 2006 of Kuttiyadi Police Station

PETITIONER/ACCUSED

SHIJEESH, S/O. SHANKARAN NAIR,
MAMBALLY HOUSE, OORATH P.O., KUTTIYADY,
KOZHIKODE DISTRICT.

BY ADV. SRI.M.C.ANTONY

RESPONDENT: COMPLAINANT & STATE

STATE OF KERALA, REPRESENTED BY
SUB INSPECTOR OF POLICE, KUTTIYADY POLICE STATION
THROUGH PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

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B.A.No.7246 of 2006

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Dated this the 13th day of December, 2006.

ORDER

Petitioner, who is the sole accused in Crime No.492 of 2006 of Kuttiyadi Police Station for offences punishable under Sections 324 and 307 I.P.C., seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. The occurrence took place on 11.11.2006 at 9.30 p.m. during which, the defacto complainant was allegedly attacked with chopper, iron pipe, etc. causing serious injuries including fracture. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not seek regular bail after surrendering before the Magistrate concerned. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail within 10

days from today, the same shall be considered and disposed of preferably on the same day on which it is filed.

With this direction, this petition is dismissed.

V.Ramkumar,
Judge.

ess 13/12